

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

In Re:

RANDALL'S ISLAND FAMILY GOLF CENTERS, INC.,

Debtor,

MARINO S. PAPALAS,

Plaintiffs,

v.

Case Nos.: 00-41065 THROUGH 00-41196 (SMB)

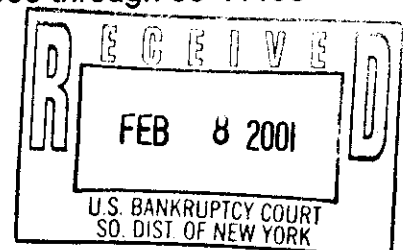
**VIRGINIA BEACH FAMILY GOLF
CENTERS, INC. a Delaware Corporation
and FAMILY GOLF CENTER, INC.**

Defendant.

MOTION FOR RELIEF FROM THE AUTOMATIC STAY

COMES NOW the Plaintiff, Marino S. Papalas, by Counsel, and moves this Honorable Court pursuant to 11 U.S.C. Sections 362(d) 701 et seq., 28 U.S.C. Sections 1334 and 157, and Bankruptcy Rules 4001(a) and 9014, for an Order granting , Marino S. Papalas, relief from the automatic stay in connection with the lawsuit he has filed against the Defendant and Defendant/Debtor, Virginia Beach Family Golf Centers, Inc. and Family Golf Center, Inc., and in support hereof alleges as follows:

1. Virginia Beach Family Golf Centers, Inc. filed a Chapter 11 petition in this Court on May 4, 2000. The case numbers assigned are 00-41065 through 00-41196 (SMB).



2. Family Golf Center, Inc. filed a Chapter 11 petition in this Court on May 4, 2000. The case numbers assigned are 00-41065 through 00-41196.

3. Marino S. Papalas, is a Plaintiff in a personal injury action currently pending against Virginia Beach Family Golf Centers, Inc. and Family Golf Center, Inc. The action arises out of a personal injury Mr. Papalas received when he was hit in the head with a golf ball in which there is insurance coverage available.

4. Marino S. Papalas, desires to pursue this personal injury action for purposes of reducing said claim to judgment and collecting on any insurance that may be available. He affirmatively alleges he will seek to collect only from insurance covering the defendants.

5. In order to pursue this action, relief from stay needs to be granted against Virginia Beach Family Golf Centers, Inc. and Family Golf Center, Inc. .

6. Virginia Beach Family Golf Centers, Inc. and Family Golf Center, Inc. has no objection to granting relief from stay, provided any recovery is limited to insurance proceeds only.

7. No creditor or party in interest who adversely be effected at the relief requested in this Motion is granted.

8. PLEASE TAKE NOTICE THAT YOU HAVE FIFTEEN (15) DAYS TO RESPOND OR FILE ANY OBJECTION TO THIS MOTION.

WHEREFORE, Marino S. Papalas, prays for the entry of an Order granting him relief from the automatic stay of 11 U.S.C. Section 362 against Virginia Beach Family Golf Centers, Inc. and Family Golf Center, Inc, so that he be authorized to continue his personal injury against Virginia Beach Family Golf Centers, Inc. and Family Golf Center,

Inc for purposes of recovering any insurance proceeds available.

MARINO S. PAPALAS

By


Of Counsel

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was mailed, postage prepaid, on this 5 day of February 2001 to the following:

Randall's Island Family Golf Centers, Inc.
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